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Attorneys for Defendant Lyft, Inc.

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BRENDA SUE SATCHELL,

Plaintiff,

v.

LYFT, INC.; DOE DRIVER; DOES II through
XX, inclusive; and ROE BUSINESS ENTITIES I
through XX, inclusive,

Defendants.

Case No.

**DEFENDANT LYFT, INC.'S PETITION
FOR REMOVAL**

Defendant Lyft, Inc. (hereinafter "defendant"), by and through its attorneys of record
Selman Breitman LLP, hereby submits the following Statement of Removal.

1. The date on which you were served with a copy of the complaint.

Response: Service of plaintiff's complaint upon defendant was made by acceptance of
service through CT Corporate System on May 26, 2020 (see attached Exhibit A).
Defendant was first named as the defendant party to this suit by way of plaintiff's
complaint.

2. The date on which you were served with a copy of the summons.

Response: Service of Summons to plaintiff's complaint upon defendant was made
through CT Corporate System on May 26, 2020 (see attached Exhibit A).

3. In removals based on diversity jurisdiction, the names of any served defendants

1 **who are citizens of Nevada, the citizenship of the other parties, and a summary of**
 2 **defendant's evidence of the amount in controversy.**

3 Response: Removal is based on the amount of controversy and diversity
 4 jurisdiction/citizenship.

5 According to plaintiff's complaint, plaintiff was at all times relevant to this action, a
 6 resident of the State of Nevada.

7 Defendant Lyft Inc., is and was, at all times relevant, a Delaware corporation with
 8 its principal place of business in the State of California.

9 The allegations in plaintiff's complaint include:

10 "At all times relevant hereto, Defendant LYFT was and still is a common carrier
 11 that transports members of the public for profit and therefore has a duty to use the
 12 highest degree of care and breached such duty as discussed herein."

13 "At all times relevant hereto, particularly on or about June 23,2018, Plaintiff was a
 14 passenger that entered Defendants' vehicle on or near Fremont Street in Clark County,
 15 Nevada."

16 "At all times relevant hereto, Defendant DOE DRIVER aka JOSE owned
 17 Defendants' vehicle."

18 "At all times relevant hereto. Defendant JOSE, while in the course and scope of his
 19 employment and/or agency with Defendant LYFT, operated Defendants' vehicle with
 20 the consent, permission and acquiescence of Defendant LYFT."

21 "Defendant JOSE negligently, maliciously, and with a ^conscious disregard" for
 22 Plaintiffs safety, knowingly operated Defendants' vehicle in an unsafe manner,
 23 including accelerating at a dangerous speed from a stop, as Plaintiff attempted to enter
 24 Defendants' vehicle, which caused injury to Plaintiff."

25 "At all times relevant hereto, Defendant LYFT owned, maintained, and/or
 26 controlled Defendants' vehicle, which was driven by Defendant JOSE."

27 "At all times relevant hereto, Defendant LYFT, or by its employees, agents or
 28 assigns,' negligently, carelessly and recklessly allowed Defendant JOSE to operate

Defendants' vehicle."

And as a direct and proximate result, "Plaintiff incurred and continues to incur emotional distress, pain and suffering, loss of enjoyment of life, loss of household services, lost wages, lost earning capacity, medical expenses, and future medical expenses, all to Plaintiff's general and special damages in an amount in excess of fifteen thousand dollars (\$15,000.00)."

If your notice of removal was filed more than 30 days after you first received a copy of the summons and complaint, the reason removal has taken place at this time and the date you first received a paper identifying the basis for removal.

Response: Not applicable.

- 4. In actions removed on the basis of the court's jurisdiction in which the state court action was commenced more than one year before the date of removal, the reasons this action should not be summarily remanded to the state court.**

Response: Not Applicable

- 5. The name of any defendant known to have been served before you filed the notice of removal who did not formally join in the notice of removal and the reasons they did not.**

Response: Not Applicable.

DATED: June 24, 2020

SELMAN BREITMAN LLP

By: /s/ Dana Jonathon Nitz
DANA JONATHON NITZ
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Las Vegas, NV 89169-0961
Phone: 702.228.7717
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Attorneys for Defendant Lyft, Inc.

CERTIFICATE OF SERVICE

In accordance with Rule 5(b) of the Nevada Rules of Civil Procedure, I hereby certify that on the 24th day of June 2020, a copy of **DEFENDANT LYFT, INC.'S PETITION FOR REMOVAL** E was served on all CM/ECF registered parties by filing and serving the same using the CM/ECF filing system.

/s/ Bonnie Kerkhoff Juarez

BONNIE KERKHOFF JUAREZ
An Employee of Selman Breitman LLP

Selman Breitman LLP
ATTORNEYS AT LAW

EXHIBIT A
ACCEPTANCE OF
SERVICE OF
SUMMONS AND
COMPLAINT UPON
CT CORPORATE
SYSTEM



**Service of Process
Transmittal**

05/26/2020

CT Log Number 537709197

TO: VIRAJ TELANG
LYFT, INC.
185 Berry St Ste 5000
San Francisco, CA 94107

RE: Process Served in Nevada

FOR: Lyft, Inc. (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: BRENDA SUE SATCHELL, PLTF. vs. LYFT, INC., ET AL., DFTS.

DOCUMENT(S) SERVED: .

COURT/AGENCY: None Specified
Case # A20815081C

NATURE OF ACTION: Employee Litigation

ON WHOM PROCESS WAS SERVED: C T Corporation System, Carson City, NV

DATE AND HOUR OF SERVICE: By Process Server on 05/26/2020 at 14:13

JURISDICTION SERVED : Nevada

APPEARANCE OR ANSWER DUE: None Specified

ATTORNEY(S) / SENDER(S): None Specified

ACTION ITEMS: CT has retained the current log, Retain Date: 05/26/2020, Expected Purge Date: 05/31/2020

Image SOP

Email Notification, Adrienne Young adrienneyoung@lyft.com

Email Notification, John Pellegrini jpellegrini@lyft.com

Email Notification, SAM GALL sgall@lyft.com

Email Notification, ARIELLE STEPHENSON astephenson@lyft.com

Email Notification, SOP CONNECTOR gdouglas@lyft.com

Email Notification, RAVEN NORRIS rnorris@lyft.com

Email Notification, VIRAJ TELANG virajt@lyft.com

Email Notification, ADAM JACOBS ajacobs@lyft.com

SIGNED: C T Corporation System

ADDRESS: 208 LaSalle Ave
Suite 814



**Service of Process
Transmittal**

05/26/2020

CT Log Number 537709197

TO: VIRAJ TELANG
LYFT, INC.
185 Berry St Ste 5000
San Francisco, CA 94107

RE: Process Served in Nevada

FOR: Lyft, Inc. (Domestic State: DE)

Chicago, IL 60604

For Questions:

866-539-8692
CorporationTeam@wolterskluwer.com

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